

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

AMEREN TRANSMISSION COMPANY OF ILLINOIS)	
)	
Petition for a Certificate of Public Convenience and)	
Necessity, pursuant to Section 8-406.1 of the Illinois)	
Public Utilities Act, and an Order pursuant to Section 8-)	Docket No. 12-0598
503 of the Public Utilities Act, to Construct, Operate and)	
Maintain a New High Voltage Electric Service Line and)	
Related Facilities in the Counties of Adams, Brown,)	
Cass, Champaign, Christian, Clark, Coles, Edgar, Fulton,)	
Macon, Montgomery, Morgan, Moultrie, Pike,)	
Sangamon, Schuyler, Scott and Shelby, Illinois.)	

**AMEREN TRANSMISSION COMPANY OF ILLINOIS’
MOTION FOR LEAVE TO FILE AMENDED LANDOWNER LIST AND FOR ORDER
DIRECTING THE CLERK TO ISSUE NOTICE TO CERTAIN AFFECTED
LANDOWNERS**

Pursuant to Rule 200.190 of the Illinois Commerce Commission’s (Commission) Rules of Practice and Procedure, 83 Ill. Adm. Code § 200.190, Ameren Transmission Company of Illinois (“ATXI”) respectfully requests issuance of an order: (1) granting leave to file a revised ATXI Petition Exhibit C¹ and (2) directing the Chief Clerk of the Commission (Clerk) to issue notice of the proceeding to the landowners identified on the attached Appendix A.

ATXI filed the petition initiating this proceeding on November 7, 2012. ATXI Petition Exhibit C included a list of the names and addresses of each landowner whose property would be potentially impacted by the primary and alternative routes, as required by Ill. Adm. Code § 200.150(h). It has recently come to ATXI’s attention, however, that the list of landowners on the portion of the alternate route along the Pana-Mt. Zion section of the Transmission Line is incorrect. The list included in ATXI Petition Exhibit C for the Pana-Mt. Zion portion reflects landowners potentially affected by the Primary Route. The same list of landowners was

¹ A clean copy of the revised exhibit is attached. ATXI will file a revised version of ATXI Exhibit 5.4, which is the same as Petition Exhibit C, as soon as practicable.

inadvertently provided for the Alternate Route as well. The net result is that with respect to the Pana-Mt. Zion portion of the Transmission Line, not all the owners potentially affected by the Alternate Route were included in Petition Exhibit C. As a consequence, certain owners along the Alternate Route have not received notice of this action from the Clerk of the Commission.

In order to remedy this issue, ATXI respectfully requests leave to file the attached ATXI Petition Exhibit C (Revised), which includes the landowners listed in the Appendix. ATXI also requests that the ALJs or Commission direct the Clerk to serve notice of this proceeding to the landowners whose property may be affected by the proposed Alternate Route of the Pana-Mt. Zion section of the Transmission Line and who are listed in Appendix A.

While inadvertent and regrettable, the failure to serve notice of the Petition to a small subset of landowners potentially affected by the Project (approximately 130 out of over 5,000) does not require alteration of the current procedural schedule. All *statutory* notice requirements have been met; ATXI published notice of this proceeding as required by Section 8-406.1(a)(3), and also held the local hearings required by this section. See Pet., pp. 12-13; ATXI Petition Exhibit F; ATXI Exs. 4.0, pp. 13-23; 4.7-4.9. The landowners inadvertently omitted from ATXI Petition Exhibit C reside in the counties where notice was published and local public meetings were held. Moreover, 83 Ill. Adm. Code § 200.1950(h) confirms that “the omission of the name and address of an owner of record from the list or lack of notice *shall in no way invalidate a subsequent order of the Commission relating to the application.*”

Although alteration of the procedural schedule is not required, ATXI recognizes the possible difficulty of adherence to the existing schedule for Pana – Mt. Zion Alternate Route landowners who may want to intervene. ATXI would not object to a modified schedule for any new intervenors—the landowners listed in Appendix A—that wish to participate in this

proceeding as a result of receiving direct notice from the Clerk, provided the proceeding still concludes in the statutorily mandated 225 days for all parties.

ATXI recommends that notice of the proceeding be issued as soon as practical to the landowners in Appendix A, and that the landowners on Appendix A be given an opportunity to intervene. Any landowners on Appendix A who do intervene should be permitted to provide an alternate route and identify other affected landowners within 14 days of this Motion, and allowed to submit direct testimony and exhibits on or before February 18, 2013. ATXI commits to respond to any data requests by new intervenors from the Appendix A list within three business days. ATXI recommends retaining the current schedule for all other parties.

ATXI requests that this Motion be heard on an expedited basis, and proposes that any responses hereto be filed by January 10, 2013. ATXI would file a reply, if needed, on January 11, 2013.

Having shown good cause for this motion, ATXI respectfully requests that it be granted.

Dated: January 7, 2013

Respectfully submitted,

Ameren Transmission Company of Illinois

/s/ Albert D. Sturtevant

One of their Attorneys

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VERIFICATION

I, Albert D. Sturtevant, certify that: i) I am counsel for Ameren Transmission Company of Illinois; ii) I have read the foregoing *Ameren Transmission Company of Illinois' Motion for Leave to File Amended Landowner List and for Order Directing the Clerk to Issue Notice to Certain Affected Landowners*; iii) I am familiar with the facts stated therein; and iv) the facts are true to the best of my knowledge, information and belief.


Albert D. Sturtevant

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

Subscribed and SWORN to before me this 7th day of January 2013.


Notary Public



CERTIFICATE OF SERVICE

I, Albert D. Sturtevant, an attorney, certify that on January 7, 2013, I caused a copy of the foregoing *Ameren Transmission Company of Illinois' Motion for Leave to File Amended Landowner List and for Order Directing the Clerk to Reissue Notice to Certain Affected Landowners* to be served by electronic mail to the individuals on the Commission's Service List for Docket 12-0598.

/s/ Albert D. Sturtevant

Attorney for Ameren Transmission
Company of Illinois